

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:	Freyman et al.	Confirmation No.:	8819
Serial No.:	10/645,653	Art Unit:	3767
Filed:	August 20, 2003	Examiner:	Witczak, Catherine
For:	MEDICAL DEVICE WITH DRUG DELIVERY MEMBER	Attorney Docket No.:	10177-169-999
		CAM No.:	008563-999166

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

E-FILE

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

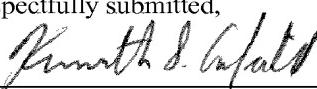
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated April 11, 2007 of the Primary Examiner finally rejecting claims 25-40 of the above-identified application.

The item(s) checked below are appropriate:

1. An extension of time for responding to the final rejection for 1 month(s):
 was filed on .
 is submitted herewith.
2. A timely response to the final rejection has been filed.
3. A fee in the amount of **\$500.00** is:
 Required.
 Not required (Fee paid in prior appeal).
4. Applicant has qualified for the 50% reduction in fee for an independent inventor, non-profit organization or small business concern and a fee in the amount of **\$250.00** is:
 Required.
 Not required (Fee paid in prior appeal).
5. Please charge the required fee, if any, to Jones Day Deposit Account No. 50-3013.

Respectfully submitted,

Date: August 1, 2007



58,442

Kenneth S. Canfield

For: Gidon D. Stern

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